

Claudia C. Bohorquez, Bar #150647
 LAW OFFICES OF CLAUDIA C. BOHORQUEZ
 3500 W. Olive Avenue, Suite 300
 Burbank, California 91505
 Telephone: (818) 973-2793
 Facsimile: (818) 973-2792
 ccblaw@aol.com

Attorneys for Defendants, NEIL SMITH and TDG, LLC

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

FIBERTREK, INC., a Nevada corporation;
 LAWRENCE P. WAGNER, an individual; and
 JOHN G. PEERY, an individual;

 Plaintiffs,

 -v-

 PREFERRED CORPORATE SERVICES, INC., a
 Colorado corporation; DOUGLAS GREGG, an
 individual; TDG, LLC, a Colorado limited liability
 company; NEIL SMITH, an individual; and DOES
 1-100, inclusive,

 Defendants.

Case No. C08 03415 JW (xRS)

 JOINT STIPULATION TO EXTEND
 MEDIATION COMPLETION DATE

 [All Parties Have Joined in the
 Stipulation except PREFERRED
 CORPORATE SERVICES, INC.
 whose Default has Been Entered]

The parties, FIBERTREK, INC., LAWRENCE P. WAGNER, JOHN G.
 PEERY, DOUGLAS GREGG, NEIL SMITH and TDG, LLC (collectively, the
 "Parties"), hereby stipulate to extend the Mediation Completion Date in this case
 from March 25, 2009, to June 25, 2009, or other reasonable date determined by
 the Court for the following reasons:

1. Defendant, Neil Smith, who lives in Denver, Colorado, and is 79 years
 old, suffered a stroke of his brain stem on January 21, 2009. A couple of days

1 old, suffered a stroke of his brain stem on January 21, 2009. A couple of days
 2 before his stroke, the parties had scheduled a mediation with Robert Ebe in San
 3 Francisco on March 3, 2009. Based on Mr. Smith's prognosis and medical
 4 treatment schedule, that mediation was canceled.

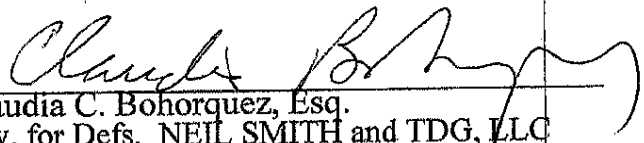
5 2. Mr. Smith will require extensive medical treatments and rehabilitation
 6 therapy, and as of March 23, 2009, he will begin rehabilitation at Northern
 7 Colorado Rehab Center which could last from 6 weeks to 12 months. Travel is
 8 not recommended in order to optimize his recovery and decrease chances of future
 9 cerebrovascular events. (A letter from his doctor dated February 12, 2009, is
 10 attached hereto).

11 3. The Parties stipulate to the extension of the mediation completion date
 12 based on these unforeseen circumstances from March 25, 2009, to June 25, 2009,
 13 or other date reasonably set by the Court.

14
 15 Dated: March 9, 2009

LAW OFFICE OF CLAUDIA C. BOHORQUEZ


16
 17 By:


 Claudia C. Bohorquez, Esq.
 Atty. for Defs. NEIL SMITH and TDG, LLC

18
 19 Dated: March 11, 2009

ROPERS, MAJESKI, KOHN & BENTLEY

20
 21
 22 By:


 Brian M. Affrunti, Esq.
 Attys. for Pltfs. FIBERTREK, INC.,
 WAGNER, and PEERY

23
 24
 25 Dated: _____

Douglas Gregg, Defendant In Pro Per

1 before his stroke, the parties had scheduled a mediation with Robert Ebe in San
2 Francisco on March 3, 2009. Based on Mr. Smith's prognosis and medical
3 treatment schedule, that mediation was canceled.

4 2. Mr. Smith will require extensive medical treatments and rehabilitation
5 therapy, and as of March 23, 2009, he will begin rehabilitation at Northern
6 Colorado Rehab Center which could last from 6 weeks to 12 months. Travel is
7 not recommended in order to optimize his recovery and decrease chances of
8 future cerebrovascular events. (A letter from his doctor dated February 12,
9 2009, is attached hereto).

10 3. The Parties stipulate to the extension of the mediation completion date
11 based on these unforeseen circumstances from March 25, 2009, to June 25, 2009,
12 or other date reasonably set by the Court.

13
14 Dated: March 9, 2009 LAW OFFICE OF CLAUDIA C. BOHORQUEZ

15
16 By: _____
17 Claudia C. Bohorquez, Esq.
18 Atty. for Defs. NEIL SMITH and TDG, LLC

19 Dated: _____ ROPERS, MAJESKI, KOHN & BENTLEY

20
21 By: _____
22 Brian M. Affrunti, Esq.
23 Atty. for Pltfs. FIBERTREK, INC.,
24 WAGNER, and PEERY

25 Dated: 03/13/09 Douglas Gregg
26 Douglas Gregg, Defendant In Pro Per

Claudia C. Bohorquez, Bar #150647
LAW OFFICES OF CLAUDIA C. BOHORQUEZ
3500 W. Olive Avenue, Suite 300
Burbank, California 91505
Telephone: (818) 973-2793
Facsimile: (818) 973-2792
ccblaw@aol.com

Attorneys for Defendants, NEIL SMITH and TDG, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

FIBERTREK, INC., a Nevada corporation;
LAWRENCE P. WAGNER, an individual; and
JOHN G. PEERY, an individual;

Plaintiffs,

-v-

PREFERRED CORPORATE SERVICES, INC., a
Colorado corporation; DOUGLAS GREGG, an
individual; TDG, LLC, a Colorado limited liability
company; NEIL SMITH, an individual; and DOES
1-100, inclusive,

Defendants.

Case No. C08 03415 JW (xRS)

[Signature]
[PROPOSED] ORDER
GRANTING PARTIES' JOINT
STIPULATION TO
CONTINUE MEDIATION
COMPLETION DATE

The Court, having read and considered the Parties' Joint Stipulation to
Continue Mediation Completion Date currently scheduled for March 25, 2009:
HEREBY ORDERS that the Parties' joint stipulation is **APPROVED**;
and the Mediation Completion Date of March 25, 2009, is hereby vacated and the

1 new Mediation Completion Date is June 25, 2009.

2
3 Dated: March 19, 2009

4
5 
6 HONORABLE JAMES WARE